

16179 U.S. PTO
06/30/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FORM FOR FILING CONTINUING APPLICATION
UNDER 37 C.F.R. § 1.53(b)

Attorney Docket Number **53394.000711**
Anticipated Classification Of This Application :
Class _____ Subclass _____

Prior Application: 10/989,447
Examiner **Not Yet Assigned**
Art Unit **3761**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional
application under 37 C.F.R. § 1.53(b) of prior Application Serial No. **10/989,447**, filed
on November 21, 2001, entitled **DISPOSABLE ARTICLE WITH CENTRALLY
LOCATED ZONES OF ELASTICITY** by the following named inventor **Carol L.
ERDMAN**

1. ☒ Enclosed is a true copy of the prior complete application as originally filed, including the oath or declaration. No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
2. ☐ Preliminary Amendment is enclosed.
3. ☒ Cancel in this application original claims 1-26 of the prior application before calculating the filing fee.
4. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as mentioned at 1, 2 and 3 above.

| FOR | NUMBER FILED | NUMBER EXTRA | RATE | CALCULATIONS |
|--|--------------|--------------|--------------|--------------|
| TOTAL CLAIMS | 27 | 7 | x \$ 18.00 = | \$ 126.00 |
| INDEPENDENT CLAIMS | 2 | 0 | x \$ 42.00 = | \$ |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | x \$ | \$ |
| BASIC FEE | | | | + \$ 750.00 |
| TOTAL OF ABOVE CALCULATIONS= | | | | + \$ 876.00 |
| REDUCTION BY ½ FOR FILING BY SMALL ENTITY (Note 37 C.F.R. 1.9, 1.27, 1.28). IF APPLICABLE, VERIFIED STATEMENT MUST BE ATTACHED. | | | | - \$ |
| THREE-MONTH EXTENSION OF TIME FEE | | | | \$465.00 |
| TOTAL = | | | | \$ 1341.00 |

5. ☐ The Commissioner is hereby authorized to charge fees under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0206.
6. ☒ A check in the amount of **\$1341.00** is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges, please credit or charge any different to Deposit Account No. 50-0206.
7. ☒ Amend the specification by inserting before the first line the sentence:

--This application is a divisional of U.S. Patent Application Serial No. 10/989,447 filed November 21, 2001.--

8. ☐ A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 ☐ is enclosed.


**the ppo did not receive the follow
listed items(s) 7 pgs of Dec.**

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- ☐ was filed in prior application Serial No. _____ and such status is still proper and desired (37 C.F.R. § 1.28(a)).
9. ☐ Priority of foreign Application Nos. _____, filed on _____, is claimed under 35 U.S.C. § 119.
- ☐ A certified copy of each was filed in prior Application Serial No. _____, filed _____.
10. ☐ New formal drawings are enclosed.
11. ☐ The prior application is assigned of record to .
12. ☒ The power of attorney in the prior application is to the Hunton & Williams LLP attorneys and agents associated with **CUSTOMER NUMBER 21967**.
- a. ☐ The power of attorney appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorneys:
- d. ☐ Please remove as power of attorney:
13. ☐ Also enclosed: An INFORMATION DISCLOSURE STATEMENT. Attached are Forms PTO-1449 listing all of the documents cited by Applicants and the PTO in the parent application(s) relied upon 35 U.S.C. 120. Per Rule 98(d) copies of those documents are not required now. Please consider these documents and advise that they have been considered in this new application by returning a copy of the enclosed Forms PTO-1449 with the Examiner's initials in the left column per M.P.E.P. 609.
14. ☒ Address all future communications to:
- Christopher C. Campbell, Esquire
Hunton & Williams
1900 K Street, N.W.
Washington, D.C. 20006-1109

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the applications or any patent issuing thereon.


Dated: June 30, 2003

By: 
Michael P.F. Phelps
Registration No. 48,654

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Respectfully submitted,

HUNTON & WILLIAMS

By: 

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Date: June 30, 2003

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